

**LUMPKIN COUNTY
BOARD OF COMMISSIONERS
Regular Meeting Agenda
Lumpkin County Administration Building
2nd Floor Board Room
99 Courthouse Hill
Dahlonega, Georgia**

**October 21, 2010
9:00 A.M.**

I. CALL TO ORDER

Chairman Raber

II. INVOCATION

III. APPROVAL OF AGENDA

IV. APPROVAL OF MINUTES

- September 16, 2010 Regular Meeting 6:00 p.m.
- October 7, 2010 Special Called Meeting 8:45 a.m.
- October 7, 2010 Work Session 9:00 a.m.
- October 14, 2010 Special Called Emergency Meeting 6:30 p.m.
- October 18, 2010 Special Called Work Session 4:00 p.m.

V. RESOLUTIONS

- 2010-43 Adopt Lumpkin County Code of Ordinances
- 2010-44 Amend Lumpkin County Ordinances – Comments & Amendments
- 2010-45 Adopt Lumpkin County Ordinance - Animal Control
- 2010-46 Amend Lumpkin County Ordinance – Airport Operations
- 2010-47 Surplus Property
- 2010-48 GDOT Highway Functional Classification
- 2010-49 Appoint Lumpkin County-Wimpy Airport Committee
(Gene Gawthrop, Seat 2, 3 year unexpired term ending 3/01/2011)
- 2010-50 Appoint Lumpkin County Planning Commission
(John Davis, Seat 3, 4 year term ending 8/27/2014)
- 2010-51 Appoint Region #1 Department of Behavioral Health & Developmental Disabilities
Advisory Planning Board *(Sara Cohen, Co. Representative, 3 year term expiring 10/19/2013)*

VI. REPORTS

- Department reports are on file in the Board of Commissioners Office or can be viewed on the Commissioners web page at www.lumpkincounty.gov
- Elected Officials
- Dahlonega-Lumpkin County Chamber of Commerce & CVB
- SPLOST Management – *Kevin Hamby*

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VII. CONTRACTS/AGREEMENTS

- City of Dahlonega Supplemental Law Enforcement Agreement (*Sheriff Stacy Jarrard*)
- Alma L. Parker, II, M.D. – Interim Medical Care Agreement (*Sheriff Stacy Jarrard*)
- Inmate Medical (*Sheriff Stacy Jarrard*)
- Criminal Justice Coordinating Council VAWA Continuation Application Domestic Violence Officer – Sheriff's Office (*Sheriff Stacy Jarrard – Grants Mark French*) Criminal Justice Coordinating Council Victims of Crime Act (VOCA) Comprehensive Victim Services Program (*Sheriff Stacy Jarrard – Grants Mark French*)
- Criminal Justice Coordinating Council VWAP Victim Assistance – District Attorney's Office (*District Attorney Stan Gunter – Grants Mark French*)
- Georgia Department of Community Affairs-CDBG Senior Center Expansion-Phase I (*Senior Center Gail Monroe – Grants Mark French*)
- United Community Bank – Contract for Banking Services (*Finance Allison Martin*)
- Transfer Center - Recycle Program (*Public Works Larry Reiter*)
- Raines Grading & Hauling, LLC – Winter Weather Road Treatment Assistance Agreement (*Public Works Larry Reiter*)
- Nicholas Meisberger d/b/a/ Huck Finn's River Trips - ratify (*Public Works Larry Reiter*)

VIII. OTHER ITEMS

- Non Collectible Taxes – (*Tax Commissioner Rachel Pruitt*)
- Amend SPLOST Justice Center Furniture Budget (*Finance Allison Martin – SPLOST Mgmt. Kevin Hamby*)
- E911 Operational Command & Control (*County Manager Stan Kelley – Sheriff Stacy Jarrard*)
- Avita Community Partners – Request Approval – Minor Renovations LARC Building

IX. COMMENTS

- COUNTY MANAGER
- CHAIRMAN
- COMMISSIONER
- COUNTY ATTORNEY
- PUBLIC

X. ANNOUNCEMENTS

XI. ADJOURN

Chairman Raber

FUTURE MEETINGS:

October 2010

❖ Special Called Work Session – Administration Building

October 22, 2010 at 9:00 am

November 2010

❖ Work Session – Administration Building

November 4, 2010 at 9:00 am

❖ Board Meeting – Administration Building

November 18, 2010 at 6:00 pm

December 2010

❖ Work Session – Administration Building

December 2, 2010 at 9:00 am

❖ Board Meeting – Administration Building

December 16, 2010 at 6:00 pm

**MINUTES OF THE REGULAR MEETING
OF THE LUMPKIN COUNTY BOARD OF COMMISSIONERS**

October 21, 2010

CALL TO ORDER

Chairman Raber called the meeting to order at 9:01 a.m. in the Second Floor Board Room in the Lumpkin County Administration Building. Present were John Raber, Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle.

INVOCATION

Commissioner Bowden led the invocation which was followed by the pledge of allegiance led by Chairman Raber.

APPROVAL OF AGENDA

Motion: Commissioner Scott made a motion to approve the agenda as presented which was seconded by Clarence Stowers. All district commissioners approved the motion and the motion carried.

APPROVAL OF MINUTES

September 16, 2010 Regular Meeting 6:00 p.m.

October 7, 2010 Special Called Meeting 8:45 a.m.

October 7, 2010 Work Session 9:00 a.m.

October 14, 2010 Special Called Emergency Meeting 6:30 p.m.

October 18, 2010 Special Called Work Session 4:00 p.m.

Motion: Commissioner Stowers moved to approve the minutes as a consent agenda. That motion was seconded by Clarence Grindle and approved by Commissioners Scott, Bowden, Stowers and Grindle. Motion carried.

RESOLUTIONS

2010-43 Adopt Lumpkin County Code of Ordinances

This resolution adopts and enacts a code of ordinances to provide for the repeal of certain ordinances not included therein, for penalties for the violation thereof, provide for the amending of said code. This ordinance shall become effective October 21, 2010.

Motion: A motion was made by Commissioner Stowers and seconded by Bill Scott to approve this resolution. Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle approved the motion and the motion carried.

2010-44 Amend Lumpkin County Ordinances – Comments & Amendments

This resolution adopts and enacts an amendment to the Code of Ordinances of Lumpkin County, Georgia.

Motion: Commissioner Scott made a motion to approve the resolution. The motion was seconded by Clarence Stowers. All district commissioners approved the motion and the motion carried.

2010-45 Adopt Lumpkin County Ordinance - Animal Control

This resolution adopts the Lumpkin County Animal Control Ordinance, provides for the repeal of existing laws and other purposes.

Motion: Commissioner Stowers moved to approve the resolution which was seconded by Clarence Grindle. That motion was approved by Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle. Motion carried.

2010-46 Amend Lumpkin County Ordinance – Airport Operations

This resolution adopts and enacts an amendment to the Code of Ordinances for the operation and supervision of the Lumpkin County-Wimpy Airport, provides for the repeal of certain ordinances not included therein, and for other purposes.

***Motion:** A motion was made by Commissioner Stowers to approve this resolution and seconded by Bill Scott. All district commissioners approved the motion and the motion carried.*

2010-47 Surplus Property

This resolution provides for the identification and classification of certain Lumpkin County property as surplus property and authorizes its sale and disposition.

***Motion:** Commissioner Scott made a motion to approve the resolution. The motion was seconded by Clarence Grindle. All district commissioners approved the motion and the motion carried.*

2010-48 GDOT Highway Functional Classification

This resolution approves a joint resolution by Lumpkin County and White County to concur with and approve the efforts of the Georgia Department of Transportation to revise the Highway Functional Classification System to certain roads in Lumpkin and White Counties and to reflect the type of service presently provided.

***Motion:** Commissioner Stowers moved to approve this resolution which was seconded by Clarence Grindle. All district commissioners approved the motion and the motion carried.*

2010-49 Appoint Lumpkin County-Wimpy Airport Committee

This resolution provides for the appointment of Gene Gawthrop to Seat 2 of the Airport Committee of Lumpkin County to fill an unexpired three-year term ending March 1, 2011.

***Motion:** A motion was made by Commissioner Scott to approve the resolution. That motion was seconded by Tim Bowden and approved by Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle. Motion carried.*

2010-50 Appoint Lumpkin County Planning Commission

This resolution provides for the appointment of John Davis to Seat 3 of the Lumpkin County Planning Commission for a four-year term ending August 27, 2014.

***Motion:** Commissioner Scott made a motion to approve the resolution which was seconded by Clarence Grindle. All district commissioners approved the motion and the motion carried.*

2010-51 Appoint Region #1 Department of Behavioral Health & Developmental Disabilities Advisory Planning Board

This resolution provides for the appointment of Sara Cohen to be the County Representative to Region #1 of the Department of Behavioral Health & Developmental Disabilities Advisory Planning Board for a three-year term ending October 19, 2013.

***Motion:** Commissioner Bowden moved to approve the resolution. That motion was seconded by Clarence Stowers and approved by Commissioners Scott, Bowden, Stowers and Grindle. Motion carried.*

REPORTS

Department reports are on file in the Board of Commissioners Office or can be viewed on the Commissioners web page at www.lumpkincounty.gov

Elected Officials

Sheriff Jarrard announced a Lumpkin County Sheriff's Office fundraiser for junior law enforcement. He said a turkey shoot will be October 30th at Yahooola Creek Park.

Tax Commissioner Pruitt reminded everyone of the Masquerade Ball at Cavender Castle October 29th to raise funds for CASA.

Dahlonega-Lumpkin County Chamber of Commerce & CVB

Stephen Smith spoke about the success of this year's Gold Rush and the October 30th visit of Chinese Officials who are partnering with North Georgia. He said the Chamber Board has a planning session tomorrow. He then spoke about the mineral show at Gold Rush arranged by Tommy Folger at the C&S Bank empty lot. Proceeds from the event will benefit restoration of the Captain McDonald House. Stephen then encouraged everyone to participate in the Blackburn Park survey which is accessible via the Chamber web site and several other avenues.

SPLOST Management – Kevin Hamby: There was no report today. However, there is a special work session Friday, October 22nd to present the renovation concept for the, now, Lumpkin County Administration Building and several nearby county buildings.

CONTRACTS/AGREEMENTS

City of Dahlonega Supplemental Law Enforcement Agreement

This agreement provides for a Historical Unit of "community officers" consisting of two designated deputies to patrol the historic area of the City. The east limits being East Main Street and Morrison Moore Parkway to include the Wal-Mart Shopping Center Premises. The west limits being the intersection of West Main Street and Morrison Moore Parkway. The north limit shall be Hawkins Street and the south limit shall be the intersection of South Chestatee Street and Morrison Moore Parkway. The Historical Unit shall primarily operate on foot patrol.

Term: January 1, 2010 – December 31, 2010

Amount: \$101,296.40 annually, to be paid quarterly

***Motion:** A motion was made by Commissioner Stowers to approve this agreement. The motion was seconded by Bill Scott and approved by all district commissioners. Motion carried.*

Alma L. Parker, II, M.D. – Interim Medical Care Agreement

This agreement for inmate medical care at the Lumpkin County Detention Center includes conducting weekly sick call and supervision of nursing staff.

Term: August 14, 2010 – indefinite

Amount: \$2,500.00 per month

***Motion:** Commissioner Stowers made a motion to approve the agreement which was seconded by Clarence Grindle. Commissioners Scott, Bowden, Stowers and Grindle approved the motion and the motion carried.*

Inmate Medical

This contract is not yet ready for execution.

***Motion:** Commissioner Bowden moved to postpone this contract until the next meeting. That motion was seconded by Bill Scott and approved by Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle. Motion carried to postpone the contract.*

Criminal Justice Coordinating Council VAWA Continuation Application Domestic Violence Officer – Sheriff's Office

This application, if approved for a grant by CJCC will result in an award of \$19,729.00 for the Domestic Violence Officer with a match from the County of \$6,576.00.

Term: January 1, 2010 – December 30, 2011

Amount: \$19,729.00 grant; \$6,576.00 county match

***Motion:** A motion was made by Commissioner Stowers to approve the continuation application. Commissioner Bowden provided a second to the motion. All district commissioners approved the motion and the motion carried.*

Criminal Justice Coordinating Council Victims of Crime Act (VOCA) Comprehensive Victim Services Program

The goal of this grant is to provide victims of certain types of crimes with knowledge of victims' rights and available community resources, among other services.

Term: October 1, 2010 – September 30, 2011

Amount: \$37,931.00 federal funds; \$9,483.00 county match

Motion: Commissioner Bowden made a motion to approve which was seconded by Bill Scott. Commissioners Scott, Bowden, Stowers and Grindle approved the motion and the motion carried.

Criminal Justice Coordinating Council VWAP Victim Assistance – District Attorney's Office

This grant is the Victim Witness Assistance Program, a part of the Violence Against Woman Act.

Term: October 1, 2010 – September 30, 2011

Amount: \$53,030.00 federal funds; \$13,258.00 county match

Motion: Commissioner Scott moved to approve the contract. The motion was seconded by Tim Bowden and approved by all district commissioners. Motion carried.

Georgia Department of Community Affairs-CDBG Senior Center Expansion-Phase I

This grant will allow expansion and improvement of the Lumpkin County Senior Center.

Term: September 30, 2010 – September 30, 2012

Amount: \$300,000.00

Motion: A motion to approve was provided by Commissioner Bowden and seconded by Clarence Stowers. Bill Scott, Tim Bowden, Clarence Stowers and Clarence Grindle approved the motion and the motion carried.

Following approval of this agreement Grants Analyst Mark French ceremonially presented a check in the amount of \$300,000.00 to the Board of Commissioners.

United Community Bank – Contract for Banking Services

This contract is to provide banking services for numerous county accounts.

Term: October 21, 2010 – October 20, 2012 – right reserved to renew for one additional year

Amount: No monthly fees for services as outlined; demand deposit accounts will earn interest at rate of Wall Street Journal Prime minus 3.00 basis points.

Motion: Commissioner Stowers made a motion to approve the contract. That motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.

Transfer Center - Recycle Program

This contract was for a combined Transfer Center/Recycling Station to be run by one company.

Commissioner Stowers said he is concerned about our relationship with DCA if we go to a different program than the one the county currently has. He said that we are overlooking the educational program that is a part of the current arrangement.

The Chairman said the current arrangement is highly ineffective.

Motion: Commissioner Stowers moved to delay a vote on this matter and to do a 90-day assessment to research NGRMA and discuss the matter with our partners in NGRMA. That motion was seconded by Tim Bowden and approved by Tim Bowden, Clarence Stowers and Clarence Grindle. Commissioner Scott voted against the motion. Motion carried.

Raines Grading & Hauling, LLC – Winter Weather Road Treatment Assistance Agreement

The contractor will haul gravel, sand, salt and other materials, and perform other duties, as required by Lumpkin County in the event of severe winter weather.

Term: October 21, 2010 – October 20, 2010

Amount: \$75.00 per hour, hauling & spreading; \$20.00 per hour, plowing

Motion: *A motion was made by Commissioner Stowers to approve this contract. That motion was seconded by Clarence Grindle and approved by all district commissioners. Motion carried.*

Nicholas Meisberger d/b/a/ Huck Finn's River Trips - ratify

This agreement was approved by vote of the Board of Commissioners and spread upon the minutes of the August 19, 2010 meeting. A contract was prepared for ratification based on that vote.

Term: January 1, 2010 – December 31, 2010

Amount: In-kind services performed by Mr. Meisberger to total \$4,000.00

Motion: *Commissioner Bowden made a motion to ratify this contract which was seconded by Bill Scott. District Commissioners Scott, Bowden, Stowers and Grindle approved the motion and the motion carried.*

OTHER ITEMS

Non Collectible Taxes

This item concerns private roads that were deeded to the county by developers but never accepted by the county. The Tax Commissioner desires permission to reduce the value of these private roads and rights-of-way such that tax bills will not be generated.

Motion: *Commissioner Stowers moved to approve this list. Clarence Grindle provided the second to this motion and all district commissioners approved the motion. Motion carried.*

Amend SPLOST Justice Center Furniture Budget

The Justice Center Building Committee recommends that the SPLOST Justice Center Furniture Budget be amended by the board.

Motion: *Commissioner Scott made a motion to approve the amended budget. There was no second to that motion and the motion failed.*

Commissioner Scott withdrew his motion and recommended that this matter go back to the Justice Center Building Committee. Discussion of the matter then followed.

Motion: *Commissioner Scott then made a motion to go forward with the existing committee recommendation. That motion was seconded by Tim Bowden and approved by Bill Scott, Tim Bowden and Clarence Grindle. Clarence Stowers was opposed. Motion carried.*

E911 Operational Command & Control

As part of reorganization and streamlining of the EMA Director position and the Lumpkin County Fire Department the County Manager recommends that the Lumpkin County Sheriff's Office assume command and control of E911. As part of that plan the board needs to approve a new position effective January 1, 2011.

Motion: *Commissioner Bowden moved to approve the new position which was seconded by Clarence Grindle. All district commissioners approved the motion and the motion carried.*

Avita Community Partners – Request Approval – Minor Renovations LARC Building

Approval by the board would allow Avita to make needed minor changes to the LARC Building located at 67 Ethan Allen Drive in the Industrial Park. The minor renovations will be at no cost to the county.

Motion: *A motion was made by Commissioner Bowden to approve this request. That motion was seconded by Bill Scott then approved by Commissioners Scott, Bowden, Stowers and Grindle. Motion carried.*

COMMENTS

COUNTY MANAGER

The County Manager reminded everyone about the special work session concerning the renovation concept plan to take place Friday, October 22 at 9:00 a.m.

CHAIRMAN

The Chairman asked Stephen Smith, Chamber of Commerce to comment regarding the Georgia Film Commissioner Office's "CameraReady" program. He said that the Dahlonega-Lumpkin County Chamber has started the process to become a CameraReady location.

COMMISSIONER

Commissioner Scott said a painting of McDonald House will be auctioned off for fundraising.

Commissioner Stowers reminded everyone that Guy Wimpy Airport Day was October 23 and he encouraged everyone to attend.

Commissioner Bowden spoke about the Blackburn Park Survey. He asked that everyone present tell others about the survey. He also mentioned the Joint Meeting between the Lumpkin County Water & Sewerage Authority, the Board of Commissioners, the Development Authority of Lumpkin County and Lumpkin County Schools. He said the meeting is designed as an exchange of ideas about the future and will take place Monday, October 25 at 7:00 p.m. in the Administration Building.

COUNTY ATTORNEY

The County Attorney had no comments.

PUBLIC

Several citizens spoke concerning the recycling center/transfer station issue. Citizen Regina Harper Odom asked if the transfer station is the only contract that Mark Robinson has or does he do hauling for other places as well. Citizen Gabriel Russo spoke about getting information from NGRMA. He thinks the board should not put off their decision.

Citizen Andrew Geppert said he takes all his recycling to Hall County where he can recycle more items. He said he thinks the county does not taking recycling seriously. Citizen Fred Weil, a president and owner of his own company said he uses recycled goods in the products he sells. Citizen Judy Linn then expressed concern about how much glass is used at Frogtown and other wineries every weekend.

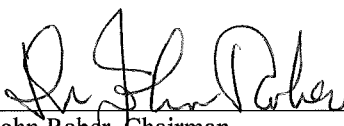
Citizen Hailey Fowler thanked the board for considering the transfer station/recycling contract. She said she thinks the board is being fiscally responsible. Citizen Brennan Welborn, J & B Garbage Services, said he has concerns that if the board adopts the new contract it will destroy residential business of other haulers. He said he does not want a new company to have "an unfair advantage".

ADJOURN

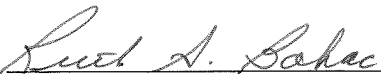
There being no further business Chairman Raber called for a motion to adjourn at 10:54 a.m.

***Motion:** A motion was made by Commissioner Stowers to adjourn the meeting which was seconded by Clarence Grindle. All district commissioners approved the motion and the meeting was adjourned.*

11/18/2010
Date


John Raber, Chairman
Lumpkin County Board of Commissioners

Attest:


Ruth A. Bohac
Clerk, Lumpkin County